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RCE 11600

PTO/SB/30 (5/2000)

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REQUEST FOR  
CONTINUED EXAMINATION (RCE)

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/068,804
Filing Date	May 14, 1998
First Named Inventor	Samuel I. Miller
Group Art Unit	1641
Examiner Name	P. Baskar
Attorney Docket Number	00786-292002

## This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. §1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- ai. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition for Extension of Time

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## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. §1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fee The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
- i. ☒ RCE fee required under 37 C.F.R. §1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Checks in the amount of \$ 478 and \$ 460 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	Anita L. Meiklejohn, Ph.D.	Registration No. (Attorney/Agent)	35,283
Signature	<i>Anita L. Meiklejohn</i>	Date	November 8, 2001

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to **Commissioner for Patents, Box RCE, Washington, DC 20231** or facsimile transmitted to the U.S. Patent and Trademark Office on: November 8, 2001

Name (Print/Type)	Lisa G. Gray	Date	November 8, 2001
Signature	<i>Lisa G. Gray</i>		

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Attorney's Docket No. 786-292002 / MGH-0952.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Samuel I. Miller  
Serial No. : 09/068,804  
Filed : May 14, 1998  
Title : SALMONELLA SECRETED PROTEINS AND USES THEREOF

Art Unit : 1641  
Examiner : P. Baskar

Commissioner for Patents  
Washington, D.C. 20231

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RESPONSE

In response to the action: mailed May 8, 2001, please amend the application as follows:

In the specification

Replace the paragraph at page 18, lines 26-27 with the following paragraph:

Fig. 26 is a depiction of the nucleic acid sequence of sspH (SEQ ID NO: 13).

Replace the paragraph at page 18, lines 28-29 with the following paragraph:

Fig. 27 is a depiction of the predicted amino acid sequence of SspH (SEQ ID NO: 14).

In the claims:

Please amend claims 46-50, 52-56, 58-62, 64-68, 70-74, 76-80, and 82-85 as follows:

-- 46. (Amended twice) A substantially pure nucleic acid molecule which hybridizes under conditions of hybridization in 50% formamide at 42°C and washing in 0.1 X SSC at 65°C to a nucleic acid molecule consisting of the nucleotide sequence of SEQ ID NO:1.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

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November 8, 2001

USA G. Gray